

Applicants: Ira Tabas et al.
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Filed : August 22, 2003
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REMARKS

Claims 1-38 are pending. Claims 2-16, 18-22, 26-29, 31-34 and 36-38 have been cancelled without prejudice. Applicants maintain that these amendments raise no issue of new matter, and respectfully request entry of this Amendment. Upon entry of this Amendment, claims 1, 17, 23, 24, 25, 30 and 35 will be pending and under examination.

In view of the remarks set forth below, applicants maintain that the objection made in the December 2, 2004 Notice has been overcome and respectfully request entry of this Amendment.

Objection Under 37 C.F.R. 1.121

The Notice indicates that applicants' August 22, 2003 Preliminary Amendment is considered non-compliant because it has allegedly failed to meet the requirements of 37 C.F.R. 1.121. Specifically, the Notice indicates that a complete listing of all of the claims is not present. The Notice requires that only the corrected section of the non-compliant amendment document be resubmitted.

In response, but without conceding the correctness thereof, applicants have hereinabove provided a complete listing of all the claims in connection with the subject application.

In view of the above remarks, applicants maintain that the August 22, 2003 Preliminary Amendment, together with the amendments made herein, satisfy the requirements of 37 C.F.R. 1.121. Accordingly,

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applicants respectfully request that the August 22, 2003 and the instant Amendment be entered such that claims 1, 17, 23-25, 30 and 35 will be pending and under examination.

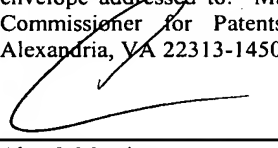
If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone them at the number provided below.

No fee is deemed necessary in connection with the filing of this Amendment. However, if any fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


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12/30/04
Date

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